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PTO/SB/21 (01-08)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/830,022
Filing Date	April 23, 2004
First Named Inventor	Kyung-Heon NOH
Art Unit	2621
Examiner Name	Wendmagegn, G.
Attorney Docket Number	8947-000080/US

Total Number of Pages in This Submission 20

### ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☒ Amendment
  - ☒ After Final
  - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
  - ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_

- ☐ After Allowance Communication to Technology Center (TC)
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☐ Other Enclosure(s) (please identify below):

Remarks

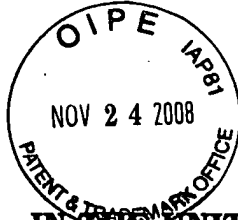
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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Harness, Dickey & Pierce, P.L.C.		
Signature			
Printed name	John A. Castellano		
Date	November 24, 2008	Reg. No.	35,094

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/830,022 Confirmation No.: 7517  
Filing Date: April 23, 2004 Examiner: Wendmagegn, G.  
Applicants: Kyung-heon NOH et al. Art Unit: 2621  
Title: METHOD AND APPARATUS FOR CONTROLLING  
A BIT RATE OF DIGITAL VIDEO DATA  
Attorney Docket: 8947-000080/US

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November 24, 2008

**SECOND AMENDMENT AFTER FINAL UNDER 37 C.F.R. § 1.116**

Sir:

In response to the Final Office Action mailed on September 4, 2008,  
Applicants propose to amend this application as follows.

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 12 of this paper.

	Claims remaining after Amendment		Highest number previously paid for		Present extra
<b>Total</b>	22	-	22	=	0
<b>Independent</b>	8	-	9	=	0